



**US Army Corps  
of Engineers.**

Vicksburg District  
4155 Clay Street  
Vicksburg, MS 39183-3435  
[www.mvk.usace.army.mil](http://www.mvk.usace.army.mil)



# Public Notice

APPLICATION NO.:	ASJ-MVK-2005-648
EVALUATOR:	Ms. A. Susan Jarvis
PHONE NO.:	(601) 631-5164
FAX NO.:	(601) 631-5459
E-MAIL:	<a href="mailto:regulatory@mvk02.usace.army.mil">regulatory@mvk02.usace.army.mil</a>
DATE:	December 30, 2005
EXPIRATION DATE:	January 20, 2006

Interested parties are hereby notified that the U.S. Army Corps of Engineers, Vicksburg District, and the Mississippi Department of Environmental Quality are considering an application for a Department of the Army permit and State water quality certification for the work described herein. Comments should be forwarded to the Vicksburg District, ATTN: CEMVK-OD-F, at the above address, and the Mississippi Department of Environmental Quality, Post Office Box 10385, Jackson, Mississippi 39289-0385, and must reach these offices by the cited expiration date.

Law Requiring a Permit: Section 404 of the Clean Water Act (33 U.S.C. 1344), which applies to discharges of dredged or fill material into waters of the United States.

Name of Applicant:  
Mr. Paul M. Moore, Jr.  
Post Office Box 230  
Calhoun City, Mississippi 38916

Location of Work: Section 10, T23N-R9E, latitude 33°52'14" longitude 89°20'24", within the Yalobusha River drainage basin, Calhoun County, near Calhoun City, Mississippi.

Description of Work: (See enclosed map and drawings.)

The following descriptions of the proposed project and associated impacts are based upon information provided by the applicant.

The applicant is applying for an after-the-fact Department of the Army permit to discharge dredged and/or fill material into waters of the United States. The discharges are associated with the construction of a recreational lake.

The proposed project site consists of approximately 80.0 acres, of which approximately 1.3 acres of other waters of the United States are impacted. Construction of the levee resulted in the

filling of 220 linear feet and the inundation of the remaining 2,400 linear feet of an unnamed tributary of Splunge Creek. There are no jurisdictional wetlands on the proposed site. The site has been cleared and the construction of the levee has been completed.

The levee has been constructed using approximately 55,700 cubic yards of earthen material which was obtained from the project site.

The placement of dredged and/or fill material in jurisdictional other waters of the United States associated with the mechanized land clearing and levee construction requires a Department of the Army Permit.

Upon reviewing this notice, you should write to this office to provide your opinion of the impacts this work will have on the natural and human environment and address any mitigation you believe is necessary to offset these impacts. Other comments are welcome, but the above information will further our review of the applicant's plan as proposed. Comments of a general nature are not as helpful as those specific to the impacts of the subject project.

State Water Quality Permit: The State Pollution Control Agency must certify that the described work will comply with the State's water quality standards and effluent limitations before a Corps permit is issued.

Cultural Resources: An initial review indicates that the proposed project would not affect any of the sites in Calhoun County listed in the National Register of Historic Places. Copies of this notice have been sent to the State Historic Preservation Officer, Federally Recognized Tribes, the Corps archaeologists, and other interested parties for comment on potential effects to cultural resources that could result from this activity.

Endangered Species: Our initial finding is that the proposed work would not affect any endangered species or their critical habitat. This proposal is being coordinated with the U.S. Fish and Wildlife Service, and any comments regarding endangered species or their critical habitat will be addressed in our evaluation of the described work.

Flood Plain: In accordance with 44 CFR Part 60 (Flood Plain Management and Use), participating communities are required to review all proposed development to determine if a flood plain development permit is required. Flood plain administrators should review the proposed development described in this public notice and apprise this office of any flood plain development permit requirements.

Evaluation Factors: The decision whether or not to issue a permit will be based upon an evaluation of the probable impact of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits which may be expected to accrue from the proposal must be balanced against its expected adverse effects. All factors which may be relevant to the proposal will be considered; among these are conservation, economics, aesthetics, general environmental concerns, historic values, fish and wildlife values, flood damage prevention, land use classification, navigation, recreation, water supply, water quality, energy needs, safety, food requirements and, in general, the needs and welfare of the people. Evaluation of the proposed activity will include application of the guidelines published by the Environmental Protection Agency under authority of Section 404(b) of the Clean Water Act.

Public Involvement: The purpose of this notice is to solicit comments from the public; Federal, State, and local agencies and officials; Indian Tribes; and other interested parties. These comments will be used to evaluate the impacts of this project. All comments will be considered and used to help determine whether to issue the permit, deny the permit, or issue the permit with conditions, and to help us determine the amount and type of mitigation necessary. This information will be used in our Environmental Assessment or Impact Statement. Comments are also used to determine the need for a public hearing.

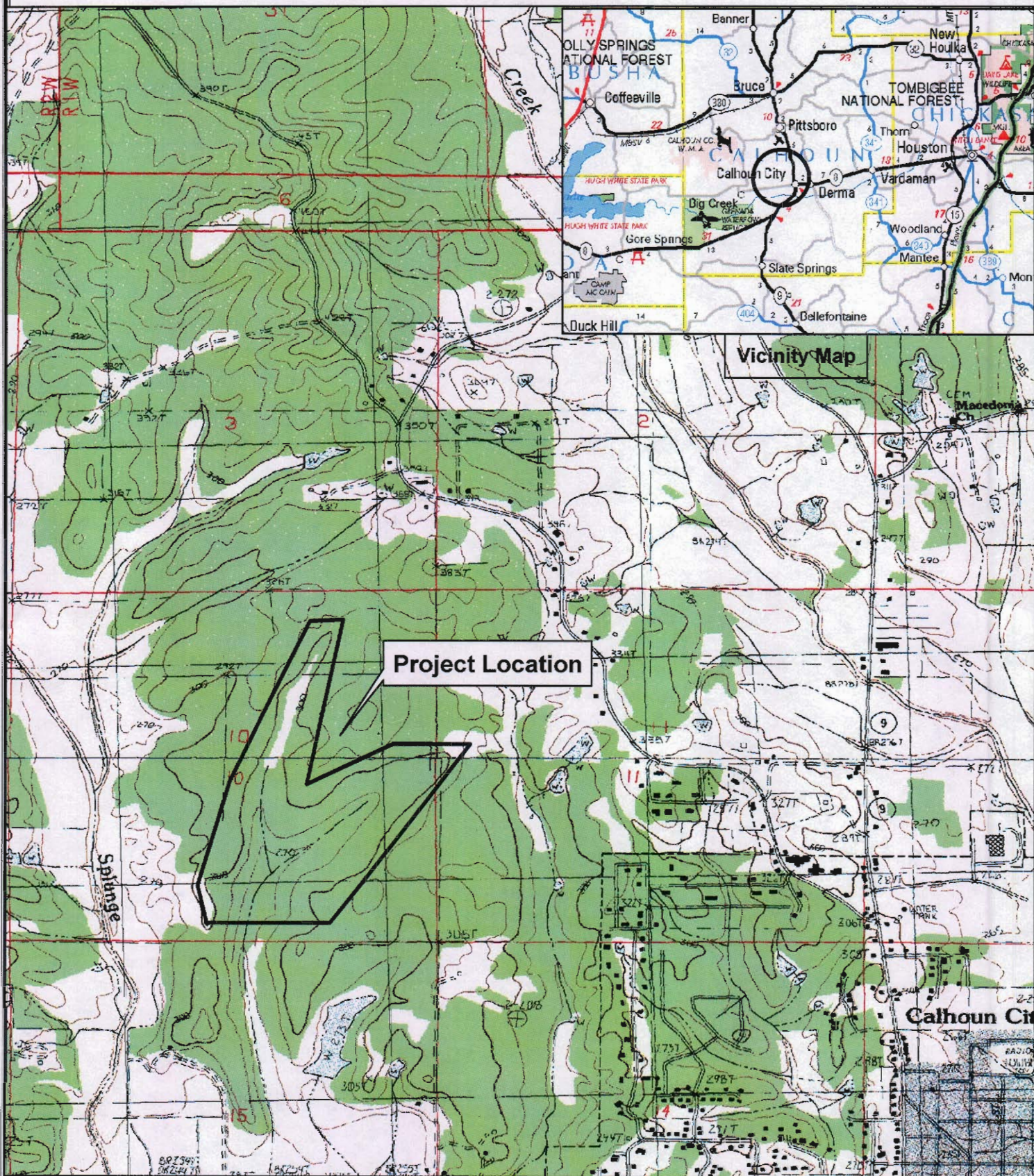
Opportunity for a Public Hearing: Any person may make a written request for a public hearing to consider this permit application. This request must be submitted by the public notice expiration date and must clearly state why a hearing is necessary. Failure of any agency or individual to comment on this notice will be interpreted to mean that there is no objection to the proposed work. Please bring this announcement to the attention of anyone you know who might be interested in this matter.

Notification of Final Permit Actions: Each month, the final permit actions from the preceding month are published on the Vicksburg District Regulatory web page. To access this information, you may follow the link from the Regulatory web page, <http://www.mvk.usace.army.mil/offices/od/odf/main.asp>, or go directly to the Final Permit Actions web page at <http://www.mvk.usace.army.mil/offices/od/odf/PubNotice/MonthlyNotice/pnmain.asp>.

W. Harold Lee  
Team Leader  
Evaluation Section



# PAUL MOORE LAKE

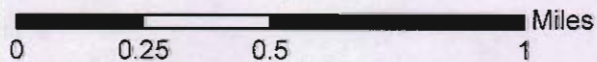


Calhoun City Quad

1:24,000

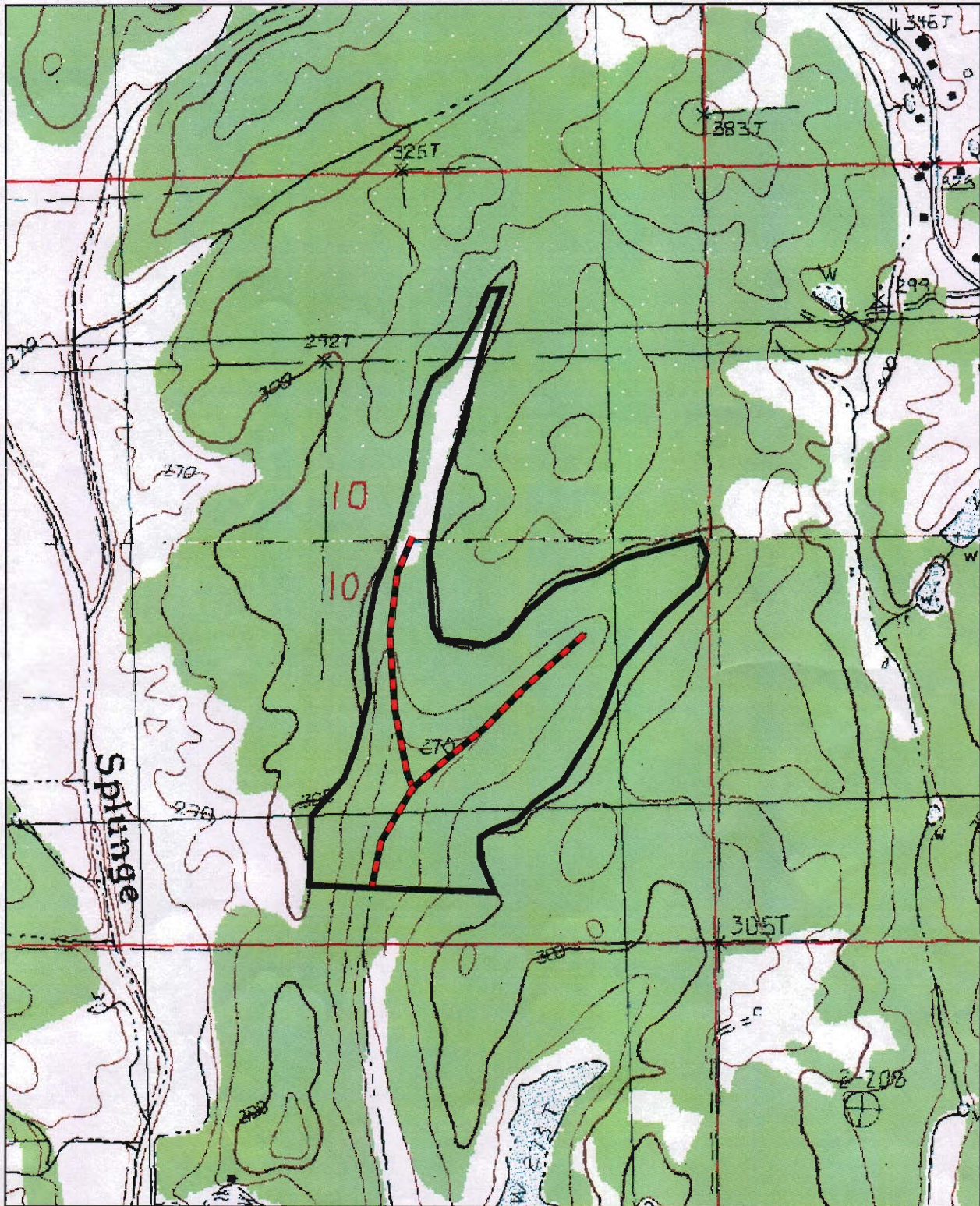
CEMVK-OD-FE ASJ-MVK-2005-648



PAUL M. MOORE, JR. & JUDY MOORE





MVK-2005-648, 80-acre recreational lake,  
section 10, T23N-R9E, Calhoun Co, MS



-  Project Site
-  Intermittent stream

9/9/2005 Jeremy Clay

Approved Jurisdictional Determination

Approx 220 linear feet intermittent stream

Approx 2400 linear feet intermittent stream

0 500 1,000

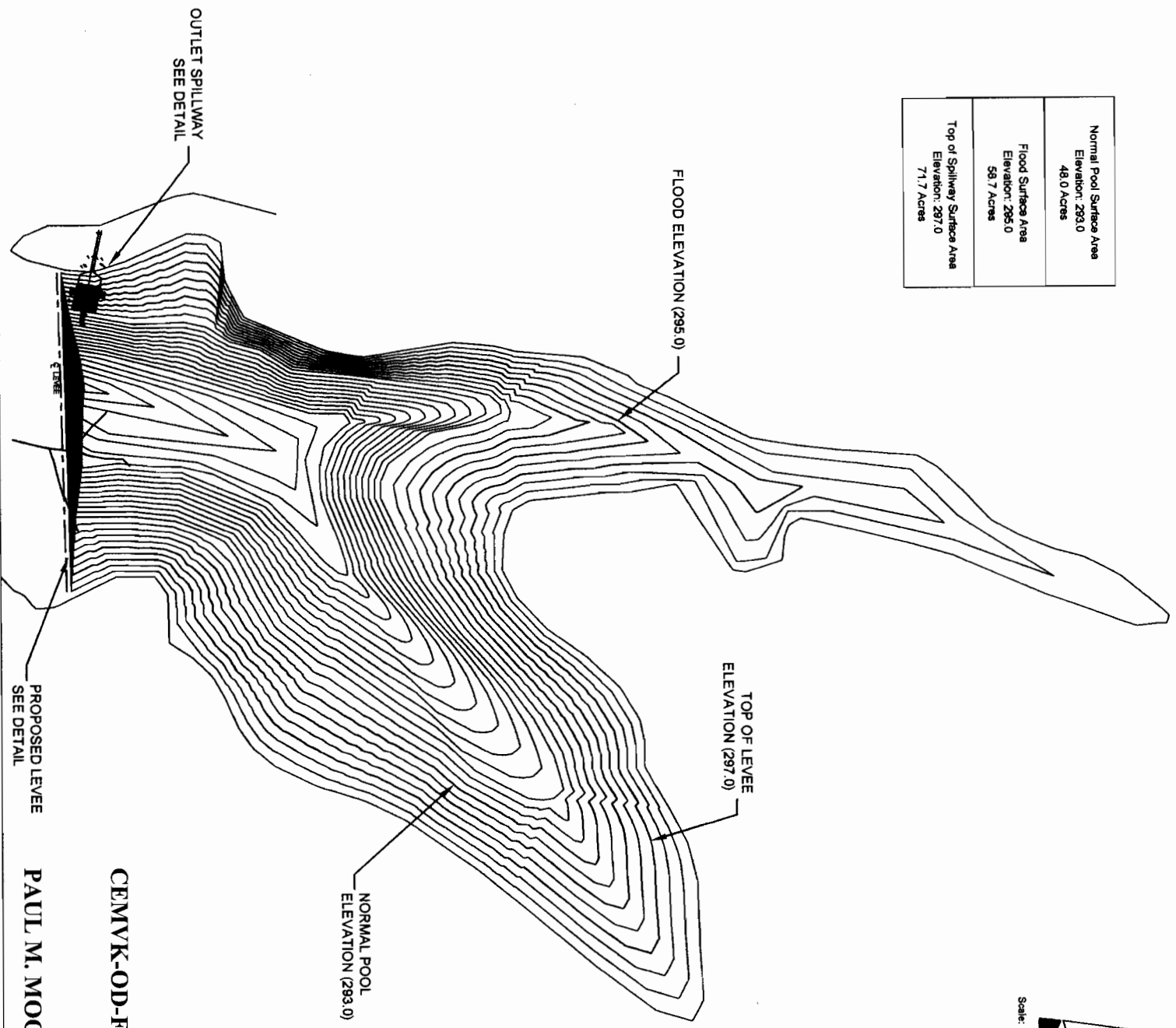
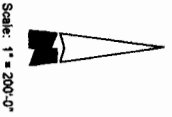
2,000 Feet

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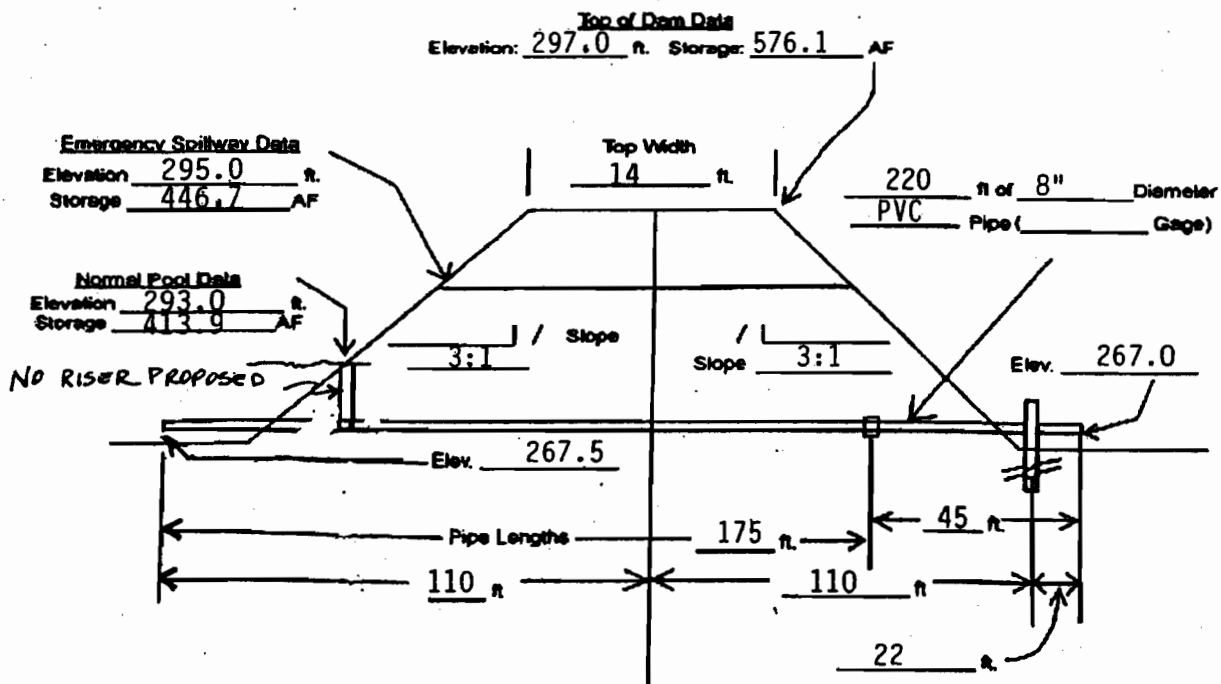
Normal Pool Surface Area Elevation: 293.0 48.0 Acres	Flood Surface Area Elevation: 295.0 58.7 Acres	Top of Spillway Surface Area Elevation: 297.0 71.7 Acres
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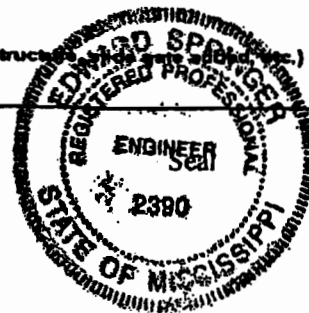
# CROSS-SECTION of the LEVEE



Note: Alter diagram as required to show additions or omissions (such as no riser structure)

Signature of Engineer

*Edward S. Spradley*  
4-20-05

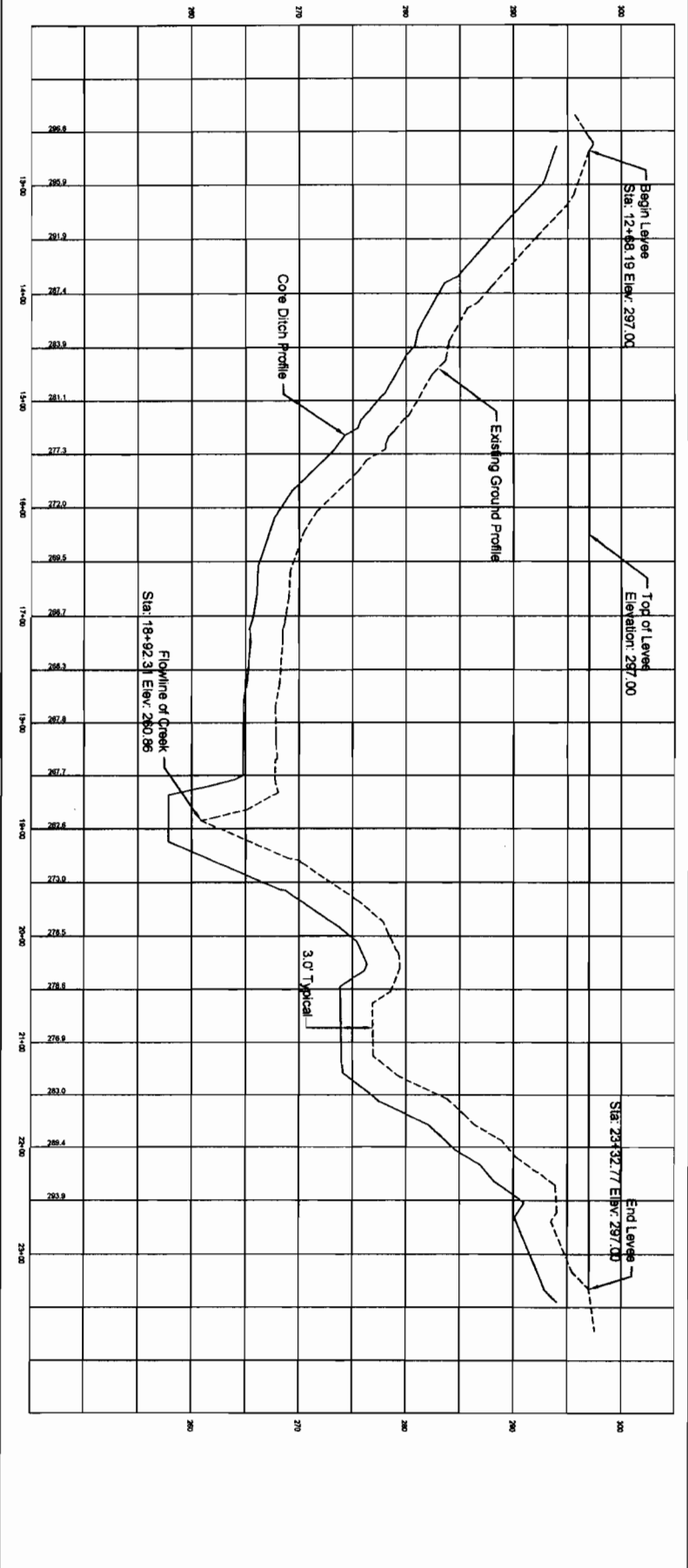


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